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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

.....

DAVID EDWIN PLANK,

Plaintiff,

Case No. 2:12-cv-02205-JCM-PAL

vs.

LAS VEGAS METROPOLITAN
POLICE DEPARTMENT, a political
subdivision of the State of Nevada;
OFFICER B. MAYORAL, individually;
and JOHN DOES I-X, inclusive,

Defendants.

STATUS REPORT REGARDING DISCOVERY STAY

COMES NOW, the Plaintiff, DAVID EDWIN PLANK, by and through his counsel, CAL J. POTTER, III, ESQ. of POTTER LAW OFFICES and KRISTINE K. JENSEN, ESQ. and hereby submit this Status Report Regarding Discovery Stay.

As provided in the Stipulation and Order to Stay Filing of Discovery Plan and Scheduling Order and Discovery (doc. 14) the Plaintiff's underlying criminal matter is still pending in the Eighth Judicial District Court, case number C-11-270425-1.

The criminal case was set for trial on May 6, 2013, but the trial was continued to September 9, 2013.

1 The Plaintiff requests that discovery in this matter remain stayed until the outcome of the
2 criminal case is determined because of the potential fifth amendment implications.

3 The Plaintiff further requests to file a status report on or before September 13, 2013 to advise
4 this Honorable Court as to the status and/or outcome of the criminal case.

5 The Plaintiff does not request this continuance of the stay for the purpose of delay.

6 DATED this 6th day of May, 2013.

7 POTTER LAW OFFICES
8 KRISTINE K. JENSEN, LTD.

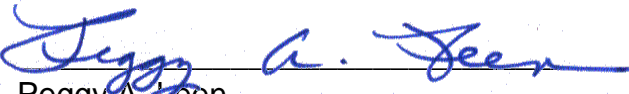
9 By /s/ Cal J. Potter, III, Esq.
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18 *Attorneys for Plaintiff*

19 **ORDER**

20 IT IS ORDERED that the parties shall file a joint status report with the court on
21 or before September 13, 2013, to advise the court as to the status and/or outcome of
22 the criminal case.

23 DATED this 5th day of July, 2013.

24 
25 Peggy A. Zeen
26 United States Magistrate Judge
27
28